

1 UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

2 -----X  
ADRIAN SCHOOLCRAFT,

3 PLAINTIFF,

4 -against-

Case No:  
10 Civ. 6005  
(RWS)

6 THE CITY OF NEW YORK, DEPUTY CHIEF MICHAEL MARINO,  
7 Tax Id. 873220, Individually and in his Official  
Capacity, ASSISTANT CHIEF PATROL BOROUGH BROOKLYN  
8 NORTH GERALD NELSON, Tax Id. 912370, Individually  
and in his Official Capacity, DEPUTY INSPECTOR  
9 STEVEN MAURIELLO, Tax Id. 895117, Individually and  
in his Official Capacity, CAPTAIN THEODORE  
10 LAUTERBORN, Tax Id. 897840, Individually and in his  
Official Capacity, LIEUTENANT WILLIAM GOUGH, Tax Id.  
11 919124, Individually and in his Official Capacity,  
SGT. FREDERICK SAWYER, Shield No. 2576, Individually  
12 and in his Official Capacity, SERGEANT KURT DUNCAN,  
Shield No. 2483, Individually and in his Official  
13 Capacity, LIEUTENANT CHRISTOPHER BROSCART, Tax Id.  
915354, Individually and in his Official Capacity,  
14 LIEUTENANT TIMOTHY CAUGHEY, Tax Id. 885374,  
Individually and in his Official Capacity, SERGEANT  
15 SHANTEL JAMES, Shield No. 3004 and P.O.'s "JOHN DOE"  
#1-50, Individually and in their Official Capacity  
16 (the name John Doe being fictitious, as the true  
names are presently unknown) (collectively referred  
17 to as "NYPD defendants"), JAMAICA HOSPITAL MEDICAL  
CENTER, DR. ISAK ISAKOV, Individually and in his  
18 Official Capacity, DR. LILIAN ALDANA-BERNIER,  
Individually and in her Official Capacity and  
19 JAMAICA HOSPITAL MEDICAL CENTER EMPLOYEES "JOHN  
DOE" #1-50, Individually and in their Official  
20 Capacity (the name John Doe being fictitious, as  
the true names are presently unknown),  
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DEFENDANTS.

22 -----X  
DATE: October 17, 2014  
23 TIME: 10:20 A.M.

24 (Deposition of JOHN ETERNO, PhD)  
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DATE: October 17, 2014

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TIME: 10:20 A.M.

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DEPOSITION of an Expert Witness,

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JOHN ETERNO, PhD, taken by the Respective Parties,

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Pursuant to a Notice and to the Federal Rules of

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Civil Procedure, held at the offices of the New

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York City Law Department, 100 Church Street,

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New York, New York 10007, before Nathan MacCormack,

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a Notary Public of the State of New York.

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J. ETERNO

1 A. I would say about a week.

2 Q. It took you about a week?

3 A. Yeah.

4 Q. Are all of the opinions in your report based on  
5 generally accepted policing practices in the policing  
6 field?

7 A. I believe so.

8 Q. Does being generally accepted mean that they are  
9 generally adopted?

10 A. I believe so. I believe that the New York City  
11 Police Department is a model department and its practices  
12 are within the standards of police departments throughout  
13 the United States, and certainly New York State.

14 Q. Are any generally accepted practices found in  
15 recognized authoritative treatises?

16 A. What do you mean by "treatises"?

17 Q. Are there any documents, for example, books that  
18 would contain generally accepted practices for the policing  
19 field?

20 MR. SMITH: Objection to the form.

21 A. Of course.

22 Q. And what are those?

23 A. We have the I.A.C.P. Model Policies, for example,  
24 that's the International Association of Chiefs of Police;  
25 certainly organizations like P.E.R.P., the Police Executive